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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA, ) No. CR 08-0237 EMC  
13 Plaintiff, ) STIPULATION AND [PROPOSED]  
14 v. ) ORDER SETTING BRIEFING  
15 DAVID NOSAL, ) SCHEDULE FOR MOTIONS *IN LIMINE*  
16 Defendant. ) Court: Hon. Edward M. Chen  
17 ) Pretrial Date: March 26, 2013, 2:30 p.m.  
18 ) Trial Date: April 8, 2013

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19 The above-captioned case is set for trial on April 8, 2013, with a pretrial conference  
20 scheduled for March 26, 2013, at 2:30 p.m. The parties hereby submit this stipulation to set a  
21 briefing schedule with respect to the parties' motions *in limine*.

22 1. Pursuant to the Court's Pretrial Order in this case (docket no. 267), the parties are  
23 to file pretrial motions *in limine* for hearing at the March 26, 2013 pretrial conference pursuant to  
24 Criminal Local Rule 47-2. Under that rule, the motions *in limine* would be due to be filed on  
25 March 12, 2013. Responses to the motions *in limine* would be due a week later, on March 19,  
26 2013, and reply briefs, if any, would be filed on March 22, 2013.

27 2. Because the parties anticipate that they will each be filing motions *in limine* in this  
28 case, and to provide the Court with additional time to consider those motions and to provide the

STIP. & [PROPOSED] ORDER  
CR 08-0237 EMC

1 parties with additional time to respond and reply, the parties have jointly agreed to set the  
2 following briefing schedule for those motions *in limine*:

3       a.     Motions *in limine* to be filed:                              February 26, 2013  
4        b.     Responses to motion *in limine* to be filed:     March 12, 2013  
5       c.     Reply brief, if any, to be filed:                          March 19, 2013  
6       3.     The parties believe that the briefing schedule set forth above will aid the Court in  
7 determining whether any evidentiary matters may be resolved before trial.

8 SO STIPULATED.

9 DATED:     January 29, 2013    MELINDA HAAG  
10    United States Attorney

11    /s/  
12    KYLE F. WALDINGER  
13    Assistant United States Attorney

14 SO STIPULATED.

15 DATED:     January 29, 2013    /s/  
16    STEVEN F. GRUEL  
17    DENNIS P. RIORDAN  
18    MARTHA BOERSCH  
19    Attorneys for the defendant David Nosal

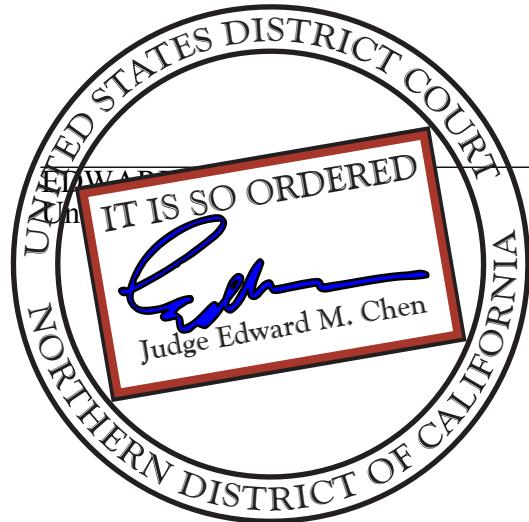
20    **[PROPOSED] ORDER**

21       For the reasons set forth in the parties' stipulation, the Court adopts the briefing schedule  
22 for motions *in limine* proposed by the parties.

23 IT IS SO ORDERED.

24    February 4, 2013

25 DATED:     January \_\_\_\_, 2013



26    STIP. & [PROPOSED] ORDER  
27    CR 08-0237 EMC